

GRU 1651\$



Patent
239/252

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 239/252
First Named Inventor: Hsia
Prior Application Information:
Examiner: Marx, J.
Art Unit: 1651

BOX CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

CONTINUED PROSECUTION APPLICATION (CPA) UNDER 37 CFR § 1.53(D)

This is a Request for filing a ☒ Continuation or ☐ Divisional Application, under 37 CFR § 1.53(d) (Continued Prosecution Application (CPA)) of prior application Serial No. 08/828,143 filed on March 24, 1997 entitled STABILIZED SOLID BACTERIA COMPOSITIONS by Houn Simon Hsia, which remains the same for this Continuing Application.

The above-identified application in which no payment of Issue Fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this request for a CPA. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☐ Enter the Amendment After Final under 37 CFR § 1.116 previously filed on _____ but unentered, in the prior application.
2. ☒ A Preliminary Amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application. Pursuant to 37 CFR § 1.53(d)(4) please delete the following inventors named in the prior application:
4. ☐ A new Power of Attorney or Authorization of Agent is enclosed.
5. ☐ Information Disclosure Statement with PTO-1449; ☐ copy of citations.

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CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

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August 5, 1999
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Adriana Mojarro
Name of Person Mailing Paper

Adriana Mojarro
Signature of Person Mailing Paper

- a. ☒ A small entity statement was filed in the prior application and such status is still proper and desired.
- b. ☐ A small entity statement is enclosed.
- c. ☐ Small entity status is no longer claimed.
7. ☐ Request for extension of time to respond is being filed in the prior application to maintain copendency.
8. ☐ Also enclosed: _____.

The filing fees due in accordance with 37 CFR § 1.16 have been calculated as shown below:

BASIC FILING FEE:						\$760.00
Total Claims	9	-	20	=	0 x \$18.00	\$0.00
Independent Claims	1	-	3	=	0 x \$78.00	\$0.00
Multiple Dependent Claims	\$260	(if applicable)			<input checked="" type="checkbox"/>	\$260.00
TOTAL OF ABOVE CALCULATIONS						\$1,020.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28. If applicable, Verified Statement must be attached.						<input checked="" type="checkbox"/> \$510.00
Misc. Filing Fees (Recordation of Assignment -- \$40)						\$0.00
TOTAL FEES SUBMITTED HERewith						\$510.00

- ☐ A check is enclosed in the amount of _____ is enclosed.
- ☐ Charge Lyon & Lyon's Deposit Account No. **12-2475** in the amount of _____.
- ☒ The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. **12-2475** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by the check enclosed herewith and to credit any overpayments to said Deposit Account No. **12-2475**.

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Please direct all future correspondence regarding this matter to the undersigned counsel for applicant.

Respectfully submitted,

LYON & LYON LLP

Dated: August 5, 1999

By: 

Kurt T. Mulville
Reg. No. 37,194
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